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October 29, 2008

### By Hand Delivery

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
c/o Natek, Inc., Inc.
236 Massachusetts Avenue, N.E. Suite 110
Washington, DC 20002

FILED/ACCEPTED

OCT 29 2008

Federal Communications Commission
Office of the Sporetary

Re: Annual Reporting Information of Hopi Telecommunications, Inc. Pursuant to Section 54.209

Dear Ms. Dortch:

On behalf of Hopi Telecommunications, Inc., John Staurulakis ("JSI"), its consultant files the attached original and two copies of the redacted version of the above report. The confidential version of Annual Reporting Information of Hopi Telecommunications, Inc. was filed September 30, 2008. The redacted version is hereby submitted as requested by Commission staff, and is accordingly marked "Redacted - For Public Inspection".

Please direct any questions regarding the filing to the undersigned.

Sincerely.

John Kuykendall

JSI Director-Regulatory Affairs

301-459-7590

jkuykendall@jsitel.com

Attachment

cc: Jennifer McKee, Wireline Competition Bureau

No. of Copies rec'd <u>D 4 2</u> List ABCDE

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# Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

FILED/ACCEPTED

OCT 29 2008

In the Matter of	)	Fede	eral Communications Commission Office of the Secretary
Federal-State Joint Board	j		
On Universal Service	)	CC Docket No. 96-45	

## Annual Reporting Information of Hopi Telecommunications, Inc. Pursuant to Section 54.209

Pursuant to Section 54.209 of the rules of the Federal Communications

Commission ("FCC" or "Commission") and the Commission's ETC Order, <sup>1</sup> Hopi

Telecommunications, Inc. ("HTI" or the "Company"), an eligible telecommunications

carrier ("ETC") that is tribally-owned, hereby submits its annual reporting information.

HTI is incorporated under the laws of the Hopi Tribe and is 100% owned by the Tribe.

The Commission designated HTI as an ETC on January 31, 2007 and authorized HTI to receive universal service support retroactive to June 1, 2006.

## I. Progress Report on the Company's Five-Year Service Quality Improvement Plan

Section 54.209(a)(1) requires ETCs that have been designated by the Commission to provide a progress report on its five-year service quality improvement plan. The Company's progress report is attached as Attachment 1.

## II. Detailed Information on Any Outage

Section 54.209(a)(2) requires ETCs that have been designated by the Commission to provide detailed information on any outage, as that term is defined in 47 C.F.R. § 4.5, of at least 30 minutes in duration for each service area in which an ETC is designated for

<sup>47</sup> C.F.R. § 54.209; See Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Report and Order, FCC 05-46 (rel. Mar. 17, 2005) ("ETC Order").

any facilities it owns, operates, leases, or otherwise utilizes that potentially affect (a) at least ten percent of the end users served in a designated service area; or (b) a 911 special facility, as defined in 47 C.F.R. § 4.5(e). HTI hereby reports that during the previous twelve months, it had outages in total. Detailed information regarding these outages is provided in Attachment 2.

## III. Number of Requests from Potential Customers within the Company's Service Area that Were Unfulfilled

Section 54.209(a)(3) requires the reporting of the number of requests for service from potential customers within the ETC's service areas that were unfulfilled during the past year. The Company hereby reports that during the previous twelve months,

#### IV. The Number of Complaints Per 1,000 Lines

Section 54.209(a)(4) requires the reporting of the number of complaints per 1,000 handsets or lines. The Company hereby reports that as of December 31, 2007, HTI had 1,761 access lines and that over the previous twelve months, it had complaints in total. Details regarding these complaints are provided in Attachment 3.

## V. Certifications

Section 54.209(a)(5)-(8) requires the Company to be able to make certain certifications regarding service quality standards and consumer protection rules, the

Company's ability to function in emergency situations, that the Company offers a local usage plan comparable to that offered by the incumbent local exchange carrier ("LEC") in the relevant service area and that the Company acknowledges that the Commission may require it to provide equal access to long distance carriers. The Company makes these certifications below:

- 1. HTI hereby certifies that it is complying with applicable service quality standards and consumer protection rules. As a company owned by the Hopi Tribe, HTI operates under terms and conditions that afford its customers, most of whom are members of the Tribe, with the consumer protections and service quality standards that will be in their best interest. HTI has developed a Local Exchange Tariff modeled after the tariff of CenturyTel from whom it purchased the three local exchanges for which it was designated an ETC. The rules and regulations in this tariff are based upon Arizona Corporation Commission ("ACC") rules. Although HTI is not under the jurisdiction of the ACC, the consumer protection standards in the HTI tariff are the same as those required by the ACC for telecommunications carriers that are under state jurisdiction. These initial provisions may be modified from time to time with the approval of, or at the request of the Hopi Tribal Council.
- 2. HTI hereby certifies that it is able to function in emergency situations as set forth in §54.201(a)(2).<sup>2</sup> HTI's network is designed to remain functional in emergency situations without an external power source, is able to reroute traffic around

Section 54.201(a)(2) requires ETCs that are designated by the Commission to "demonstrate its ability to remain functional in emergency situations, including a demonstration that it has a reasonable amount of back-up power to ensure functionality without an external power source, is able to reroute traffic around damaged facilities, and is capable of managing traffic spikes resulting from emergency situations."

damaged facilities, and is capable of managing traffic spikes resulting from emergency situations as required by Section 54.202(a)(2). HTI can change call routing translations as needed to reroute traffic around damaged facilities. Changing call routing translations will also allow HTI to manage traffic spikes throughout its network, as emergency situations require.

Specifically, each central office building is supplied with standby generators and battery back-up that enable the central office to keep running until power is restored so long as fuel is available, or until system changes are made to reroute traffic. The Company has battery backup at all office locations and in its electronic equipment sites. Length of run time is determined by the equipment serving the area and the number of customers working out of the equipment. Generators are installed at all Central Office locations. They will continue to run as long as the Company has access to propane. In its annual report filed on October 1, 2007, HTI reported that a new portable generator was expected to soon be on site. HTI hereby reports that the new portable generator was delivered and is capable of running any of the Company's offices or electronic sites.

- 3. The requirement that the Company certify that it is offering a local usage plan comparable to that offered by the incumbent LEC in the relevant service areas is not logically applicable to HTI since the Company is the incumbent LEC; however HTI recognizes that Local Usage is a component of the supported services. HTI offers its customers unlimited minutes of local calling among the three exchanges in its service area.
- 4. The requirement that the Company certify that it acknowledges that the Commission may require it to provide equal access to long distance carriers in the

event that no other eligible telecommunications carrier is providing equal access within the service area, is not applicable to HTI because as the incumbent LEC, HTI is required to provide equal access to long distance carriers pursuant to Section 51.209.

## VI. Conclusion

HTI respectfully submits that this filing containing the reporting information complies with the requirements set forth in Section 54.209.

Respectfully Submitted.

Carroll Onsae

President/General Manager

Hopi Telecommunications, Inc. 5200 E. Cortland Blvd. E200 Flagstaff, AZ 86004

Date

Attachment 1 Progress Report - Five-Year Service Improvement Plan

# THIS EXHIBIT IS WITHHELD AS THE FILER HAS REQUESTED CONFIDENTIAL TREATMENT

Attachment 2 2008 Outage Report

# THIS EXHIBIT IS WITHHELD AS THE FILER HAS REQUESTED CONFIDENTIAL TREATMENT

Attachment 3
Customer Complaints - Previous 12 Months

# THIS EXHIBIT IS WITHHELD AS THE FILER HAS REQUESTED CONFIDENTIAL TREATMENT

## **DECLARATION**

I, Carroll Onsae, President and General Manager of Hopi Telecommunications, Inc. (the "Company"), do hereby declare under penalty of perjury that the statements made in this Annual Reporting Information Pursuant to Section 54.209 are true and accurate to the best of my knowledge, information and belief.

Carroll Onsae

President and General Manager Hopi Telecommunications, Inc.

Dated: 9/3